



10/690,488

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: CLARK ET AL. Examiner: J. CHENG
Serial No.: 10/690,488 Group Art Unit: 3713
Filed: OCTOBER 20, 2003 Docket No.: 1165.54USC6
Title: SYSTEM FOR PROVIDING FEEDBACK TO EVALUATORS (AS
AMENDED)

TERMINAL DISCLAIMER TO OBLIGATE
A DOUBLE PATENTING REJECTION

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

Petitioner, NCS Pearson, Inc., a corporation organized and existing under the laws of the State of Minnesota and having its primary place of business at 5601 Green Valley Drive Bloomington, MN 55437, in the county of Hennepin, and the state of Minnesota represents that it is the owner of the entire right, title and interest in U.S. Patent Application Serial No. 10/690,488, filed on October 20, 2003, and entitled SYSTEM FOR PROVIDING FEEDBACK TO RESOLVERS, by virtue of assignment.

Petitioner, NCS Pearson, Inc., hereby disclaims, except as provided below, the terminal part of the statutory term of any patent granted on the above-identified application that would extend beyond the expiration date of the full statutory term of U.S. Patent No. 6,193,521 or U.S. Patent No. 5,718,591 and hereby agrees that any patent so granted on the above-identified application shall be enforceable only for and during such period that the legal title to said patent shall be the same as the legal title to U.S. Patent Nos. 6,193,521 and 5,718,591, this agreement to run with any patent granted on the above-identified application and to be binding upon the grantee, its successors, or assigns.

In making the above disclaimer, Petitioner does not disclaim the terminal part of any patent granted on the above-identified application that would extend to the full statutory term as presently shortened by any terminal disclaimer of United States Patent No. 6,193,521 or 5,718,591, in the event that United States Patent No. 6,193,521 or 5,718,591: expires for failure to pay a maintenance fee, is held unenforceable, is found invalid, is statutorily disclaimed in whole or terminally disclaimed under 37 CFR 1.321(a), has all claims cancelled by a reexamination certification, or is otherwise terminated prior to the expiration of its full statutory term as presently shortened by any terminal disclaimer, except for the separation of legal title stated above.

The undersigned is an attorney or agent of record.

Date: May 13, 2004


Jeffrey P. Cook
Reg. No. 48,649
MERCHANT & GOULD P.C.
P. O. Box 2903
Minneapolis, Minnesota 55402-0903
612.332.5300